

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Heidi RIEDEL et al.

Serial No. : 10/016,964

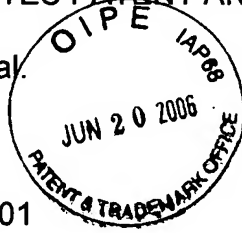
Filed : December 14, 2001

For : SELF-FOAMING OR FOAM-LIKE PREPARATIONS

Confirmation No. 7321

Group Art Unit: 1617

Examiner: Jiang, Shaojia A



SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
U.S. Patent and Trademark Office
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Sir :

In accordance with the duty of disclosure under 37 C.F.R. § 1.56 and §§ 1.97-1.98, and supplemental to the Information Disclosure Statement filed February 1, 2002, Applicants hereby direct the Examiner's attention to the following documents which are cited in the European Search Report (ESR) for European Patent Application No. 01129687 which is a family member of the present application:

(1) U.S. Patent No. 4,808,388 (BEUTLER et al.), February 28, 1989; this document is categorized in the ESR as X document, i.e., as being of particular relevance if considered alone; the following passages of this document are indicated to be relevant: col. 2, lines 3-24; col. 2, lines 38-49; claims; examples;

(2) EP 0 938 890 A, September 1, 1999; this document is categorized in the ESR as X document, i.e., as being of particular relevance if considered alone; the following passages of this document are indicated to be relevant: paragraphs 0016 and 0019, examples 6, 7;

(3) U.S. Patent No. 5,851,544 (PENSKA et al.), December 22, 1998; Applicants note that this document is a family member of document (2);

(4) U.S. Patent Application Publication 2002/0001599 A1 (NEUBOURG), January 3, 2002; Applicants note that this document is a family member of WO 99/08649 A, February 25, 1999, of which a copy does not appear to be available through the Internet; the WO document is categorized in the ESR as X document, i.e., as being of particular relevance if considered alone; the following passages of this document are indicated to be relevant: examples

(5) WO 98/52535 A1, November 26, 1998; this document is categorized in the ESR as X document, i.e., as being of particular relevance if considered alone; the following passages of this document are indicated to be relevant: examples 1-5;

(6) U.S. Patent No. 6,174,533 B1 (SANOGUEIRA et al.), January 16, 2001; Applicants note that this document is a family member of document (5);

(7) EP 1 038 519 A1, September 27, 2000; this document is categorized in the ESR as X document, i.e., as being of particular relevance if considered alone; the following passages of this document are indicated to be relevant: paragraph 0053; examples 1, 3;

(8) U.S. Patent Application Publication 2002/0131948 A1 (TOUMI et al.), September 19, 2002; Applicants note that this document is a family member of document (7);

(9) DE 197 54 659 A1, June 10, 1999; this document is categorized in the ESR as A document, i.e., as illustrating the technological background;

(10) U.S. Patent No. 6,348,205 B1 (SCHWANITZ et al.), February 19, 2002; Applicants note that this document is a family member of document (9);

(11) DE 35 35 454 A1, April 9, 1987; this document is categorized in the ESR as A document, i.e., as illustrating the technological background.

Applicants further direct the Examiner's attention to the following documents (and U.S. family members thereof) which have been cited in the German Search Report for German application No. 100 63 342.0, of which the present application claims priority. Applicants note that copies of these documents have been submitted together with a copy of the German Search Report and a Form PTO-1449 listing these documents in the Information Disclosure Statement filed February 1, 2002, but for unknown reasons the previous Examiner of the present application has failed to indicate consideration of these documents:

(12) DE 43 43 833 A1, June 29, 1995;

(13) U.S. Patent No. 5,750,124 (GOHLA et al.), May 12, 1998; Applicants note that this document is a family member of document (12);

- (14) DE 199 34 943 A1, February 1, 2001;
- (15) U.S. Patent No. 6,419,938 B1 (RIEDEL et al.), July 16, 2002; Applicants note that this document is a family member of document (14);
- (16) DE 199 34 946 A1, February 1, 2001;
- (17) EP 0 642 781 B1, January 20, 1999;
- (18) U.S. Patent No. 5,531,993 (GRIAT), July 2, 1996; Applicants note that this document is a family member of document (17);
- (19) EP 0 681 830 B1, August 30, 2000;
- (20) U.S. Patent No. 5,505,935 (GUERRERO et al.), April 9, 1996; Applicants note that this document is a family member of document (19);
- (21) EP 0 721 322 B1, October 18, 2000;
- (22) U.S. Patent No. 5,326,556 (BARNET et al.), July 5, 1994; Applicants note that this document is a family member of document (21);
- (23) EP 0 806 201 A2, November 12, 1997;
- (24) U.S. Patent No. 5,720,949 (DAVIS), February 24, 1998; Applicants note that this document is a family member of document (23);
- (25) EP 0 820 767 A2, January 28, 1998;
- (26) U.S. Patent No. 5,932,608 (NGUYEN et al.), August 3, 1999; Applicants note that this document is a family member of document (25);
- (27) EP 0 953 340 A1, November 3, 1999.

Copies of the above documents (2), (5), (7), (9) and (11) and of the European Search Report for European Patent Application No. 01129687 are enclosed together with a completed copy of the Form PTO-1449 listing the above documents (1) – (27) and, additionally, the English language translation of French Patent No. 2,789,937 which is relied on by the Examiner. Accordingly, the Examiner is requested to consider the listed documents and to indicate such consideration by returning a signed and initialed copy of the Form PTO-1449 with the next official communication.

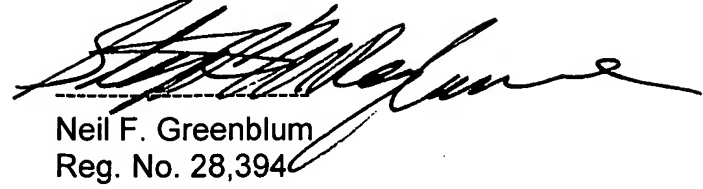
In view of the U.S. Patent and Trademark Office's decision to partially waive the requirements under 37 C.F.R. § 1.98 (a)(2)(i) and (iii), copies of the U.S. Patents and U.S. Patent Application Publications cited above are not enclosed herewith. However, if any copies are needed, the Examiner is respectfully requested to contact the undersigned. Also, as can be taken from the public PAIR, copies of documents (12), (14), (16), (17), (19), (21), (23), (25) and (27) are already present in the official file.

Applicants note that no fee is necessary for consideration of the present disclosure statement. However, the Patent and Trademark Office is hereby authorized to charge Deposit Account No. 19-0089 any fees which are deemed necessary to ensure consideration of the submitted information.

Should the Examiner have any questions, the Examiner is invited to contact the undersigned at the telephone number listed below.

P29927.A03

Respectfully submitted,
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FORM PTO-1449		U.S. Department of Commerce Patent and Trademark Office		Atty. Docket No. P29927	Application No. 10/016,964		
				Applicant Heidi RIEDEL et al.			
				Filing Date December 14, 2001		Group 1617	
U.S. PATENT DOCUMENTS							
EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
		4 8 0 8 3 8 8	02/28/89	BEUTLER et al.			
		5 8 5 1 5 4 4	12/22/98	PENSKA et al.			
	2002 /	0 0 0 1 5 9 9	01/03/02	NEUBOURG			
		6 1 7 4 5 3 3	01/16/01	SANOGUEIRA et al.			
	2002 /	0 1 3 1 9 4 8	09/19/02	TOUMI et al.			
		6 3 4 8 2 0 5	02/19/02	SCHWANITZ et al.			
		5 7 5 0 1 2 4	05/12/98	GOHLA et al.			
		6 4 1 9 9 3 8	07/16/02	RIEDEL et al.			
		5 5 3 1 9 9 3	07/02/96	GRIAT			
		5 5 0 5 9 3 5	04/09/96	GUERRERO et al.			
		5 3 2 6 5 5 6	07/05/94	BARNET et al.			
		5 7 2 0 9 4 9	02/24/98	DAVIS			
		5 9 3 2 6 0 8	08/03/99	NGUYEN et al.			
FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION YES NO
		0 9 3 8 8 9 0	09/01/99	E.P.O.			
	9	8 / 5 2 5 3 5	11/26/98	W.I.P.O.			
		1 0 3 8 5 1 9	09/27/00	E.P.O.			
	1	9 7 5 4 6 5 9	06/10/99	GERMANY			
		3 5 3 5 4 5 4	04/09/87	GERMANY			
		4 3 4 3 8 3 3	06/29/95	GERMANY			
	1	9 9 3 4 9 4 3	02/01/01	GERMANY			
	1	9 9 3 4 9 4 6	02/01/01	GERMANY			
		0 6 4 2 7 8 1	01/20/99	E.P.O.			
		0 6 8 1 8 3 0	08/30/00	E.P.O.			
		0 7 2 1 3 2 2	10/18/00	E.P.O.			
		0 8 0 6 2 0 1	11/12/97	E.P.O.			
		0 8 2 0 7 6 7	01/28/98	E.P.O.			
		0 9 5 3 3 4 0	11/03/99	E.P.O.			
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)							
		English Language translation of French Patent No. 2,789,937					
EXAMINER				DATE CONSIDERED			
*EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.							